

**: OFFICIAL PROCEEDINGS :**

**: OF THE CITY OF PEORIA, ILLINOIS :**

A Joint City Council and Town Board Meeting of the City Council of Peoria, Illinois, was held March 8, 2016, at City Hall, Council Chambers (Room 400), 419 Fulton Street, with Mayor Ardis presiding, and with proper notice having been posted.

**ROLL CALL**

Roll Call showed the following Council Members were physically present: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, Mayor Ardis – 8. Absent: Akeson, Montelongo, Moore – 3.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Mayor Ardis requested a moment of silent prayer or reflection, and then he led the Pledge of Allegiance.

**PROCLAMATIONS, COMMENDATIONS, ETC.**

**Kick Butts Day - March 16, 2016**

**MINUTES**

Council Member Spain moved to approve the minutes of the Regular City Council Meeting held on February 23, 2016, as printed; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

**PUBLIC HEARINGS**

**(16-072) PUBLIC HEARING Regarding the Proposed INCREASE in SEWER USER FEES for the City of Peoria.**

Council Member Spain moved to open the Public Hearing regarding the proposed increase in sewer user fees for the City of Peoria; seconded by Council Member Ruckriegel.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

Public Hearing opened at 6:10 P.M.

Mr. Jim Williams, a concerned citizen, inquired what the proposed rate increase would be used for and whether this Public Hearing related to Item No. 16-082 on the agenda. He asked if the proposed increase would go towards sewer maintenance or to the combined sewer overflow (CSO) issue.

City Manager Urich said the Public Hearing related to Item No. 16-082 on the agenda, noting it was for the proposed increase in sewer fees. He said the proposed increase was for the cost of the maintenance of the system and to address some CSO issues, specifically noting the ongoing costs of the consultant; however, he said the increase was mostly to maintain the current infrastructure of the sewer system.

Following a third call for comments from the public, Mayor Ardis determined no one else wished to speak, and he requested the Public Hearing be closed.

Council Member Spain moved to close the Public Hearing regarding the proposed increase in sewer user fees for the City of Peoria; seconded by Council Member Ruckriegel.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

Public Hearing closed at 6:13 P.M.

#### **PETITIONS, REMONSTRANCES & COMMUNICATIONS – TOWN OF THE CITY OF PEORIA**

##### **(16-073) Communication from the Town Clerk with a Request to Approve the AGENDAS for the ANNUAL TOWN MEETING.**

Trustee Grayeb moved to approve the agendas for the Annual Town Meeting; seconded by Trustee Johnson.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Chairman Ardis - 8;

Nays: None.

##### **(16-074) Communication from the Town Counsel with a Request to Adopt a DRAFT BUDGET and APPROPRIATION ORDINANCE.**

A handout of the Peoria Township draft budget and Appropriation Ordinance was distributed to all Trustees.

Council Member Grayeb moved to adopt the draft budget and Appropriation Ordinance; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Chairman Ardis - 8;

Nays: None.

**TOWNSHIP EXECUTIVE SESSION**

Township Attorney William Connor said there was no need for an Executive Session at this time.

**PETITIONS, REMONSTRANCES & COMMUNICATIONS – CITY OF PEORIA**

**CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE, for the City of Peoria with Recommendations as Outlined:**

- (16-075) Communication from the City Manager and the Community Development Director with a Request to APPROVE a Substantial Amendment to the City's 2012 ANNUAL ACTION PLAN and 2013 ANNUAL ACTION PLAN as Submitted to the Department of Housing and Urban Development (HUD) to Include Two Additional Projects.
- (16-076) Communication from the City Manager and Corporation Counsel with a Request to Receive for Information and to Refer to the Legal Department the NOTICE OF LAWSUIT Filed on Behalf of DANIEL JACKSON Against the City of Peoria and Police Officers Shawn Curry, Keith McDaniel and Roger Martin.
- (16-077)  
\* Communication from the City Manager and Director of Public Works with a Request to Approve Amendment No. 8 to AGREEMENT #07-040 (The 2007 Professional Services Agreement with AMEC ENVIRONMENT & INFRASTRUCTURE, INC. [Formerly MACTEC Engineering and Consulting, Inc.]), with an Effective Date of March 1, 2016, and a Completion Date of December 31, 2017, for a Total Additional Compensation Amount Not To Exceed \$1,381,500.00, to Assist the City in the Development and Negotiation of a LONG-TERM CONTROL PLAN to Meet the Requirements of the National Pollutant Discharge Elimination System (NPDES) Permit for the City's COMBINED SEWER OUTFALLS.
- (16-078) Communication from the City Manager and Director of Community Development with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff to do the Following: (District 5)
- A. APPROVE RESOLUTION NO. 16-078 Approving an ANNEXATION AGREEMENT for the Property Generally Located North of Wood Sage Road, South and West of IL Route 91, along the East Side of Orange Prairie Road Identified as Part of Parcel Identification No. 08-35-100-034, with a Temporary Address of 9800 N ORANGE PRAIRIE RD, PEORIA, IL; and
  - B. ADOPT ORDINANCE NO. 17,340 Annexing Territory for the Property Generally Located North of Wood Sage Road, South and West of IL Route 91, along the East Side of Orange Prairie Road Identified as Part of Parcel Identification No. 08-35-100-034, with a Temporary Address of 9800 N ORANGE PRAIRIE RD, PEORIA, IL; and

- C. **ADOPT ORDINANCE NO. 17,341 REZONING Property From a Class R-3 (Single Family Residential) District to a Class C-1 (General Commercial) District for the Property Generally Located North of Wood Sage Road, South and West of IL Route 91, along the East Side of Orange Prairie Road Identified as Part of Parcel Identification No. 08-35-100-034, with a Temporary Address of 9800 N ORANGE PRAIRIE RD, PEORIA, IL; and**
- D. **ADOPT ORDINANCE NO. 17,342 Approving a SPECIAL USE for an ACTIVE PARK for the Property Generally Located North of Wood Sage Road, South and West of IL Route 91, Along the East Side of Orange Prairie Road Identified as part of Parcel Identification No. 08-35-100-034, with a Temporary Address of 9800 N ORANGE PRAIRIE RD, PEORIA, IL.**

**(16-058) Communication from the City Manager and the Community Development Director with a Request to Concur with the Recommendation from the Planning and Zoning Commission to ADOPT ORDINANCE NO. 17,343 Amending Appendix C of the Code of the City of Peoria Relating to AWNINGS in FORM DISTRICTS.**

**(16-066) Communication from the City Manager and Corporation Counsel with a Request to ADOPT an ORDINANCE Amending Chapter 2 of the CODE of the City of Peoria Authorizing the Creation of "FAIR EMPLOYMENT PRACTICES" within the City of Peoria.**

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**(16-079) Communication from the City Manager and the Community Development Director with a Request to Concur with the Recommendation from the Planning and Zoning Commission and Staff to ADOPT ORDINANCE NO. 17,344 Amending the OFFICIAL ZONING MAP of the City of Peoria and to Rezone Property from the CN (Neighborhood Commercial) District to I-2 (Railroad/Warehouse) District, for the Property Located at 105 SOUTH STREET and 2200 SW WASHINGTON STREET (18-17-257-016 and -017), Peoria, Illinois.**

**(16-080) APPOINTMENT by Mayor Ardis to the ADVISORY COMMITTEE ON POLICE-COMMUNITY RELATIONS with a Request to Concur:**

**Mr. Marcus Fogliano (Voting) – Term Expires 6/30/2018**

Mayor Ardis questioned if the Council wished to have any of the Consent Agenda items removed for further discussion.

Council Member Spain requested Item No. 16-077 be removed from the Consent Agenda for further discussion.

Council Member Jensen requested Item No. 16-066 be removed from the Consent Agenda for further discussion.

Council Member Turner moved to approve the Consent Agenda items as outlined in the Council Communications; seconded by Council Member Riggerbach.

Item Nos. 16-058, 16-066, 16-075 through 16-080 (excluding Item Nos. 16-077 and 16-066, which were removed for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

- (16-077)**  
\* **Communication from the City Manager and Director of Public Works with a Request to Approve Amendment No. 8 to AGREEMENT #07-040 (The 2007 Professional Services Agreement with AMEC ENVIRONMENT & INFRASTRUCTURE, INC. [Formerly MACTEC Engineering and Consulting, Inc.]), with an Effective Date of March 1, 2016, and a Completion Date of December 31, 2017, for a Total Additional Compensation Amount Not To Exceed \$1,381,500.00, to Assist the City in the Development and Negotiation of a LONG-TERM CONTROL PLAN to Meet the Requirements of the National Pollutant Discharge Elimination System (NPDES) Permit for the City's COMBINED SEWER OUTFALLS.**

Council Member Spain moved to defer this item to the March 22, 2016, Regular City Council Meeting; seconded by Council Member Ruckriegel.

Motion to defer to the March 22, 2016, Regular City Council Meeting was approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

- (16-066)**  
\*\* **Communication from the City Manager and Corporation Counsel with a Request to ADOPT an ORDINANCE Amending Chapter 2 of the City of Peoria Code of Ordinances and Authorizing the Creation of "FAIR EMPLOYMENT PRACTICES" within the City of Peoria.**

Council Member Jensen requested a deferral for two weeks at the request of NAACP and the Task Force

Council Member Jensen moved to defer this item to the March 22, 2016, Regular City Council Meeting; seconded by Council Member Spain.

Motion to defer to the March 22, 2016, Regular City Council Meeting was approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

**PRESENTATIONS****(16-081) Communication from the City Manager with a Request to Receive and File a PRESENTATION by the GREATER PEORIA ECONOMIC DEVELOPMENT COUNCIL.**

A copy of the Greater Peoria Economic Develop Council – City of Peoria Update presentation was distributed to all Council Members.

Assistant City Manager Chris Setti introduced the CEO of the Greater Peoria Economic Development Council, Ms. Jennifer Daly.

Ms. Jennifer Daly provided a presentation update on the Greater Peoria Economic Development Council, noting it had been running for the 15 months, and she said it was her purpose to provide an update on their achievements. She said the EDC was a non-profit organization with a goal to drive economic growth in Greater Peoria through targeted business and talent development and attraction within a five-county region. She reviewed the EDC Board noting Mayor Ardis as a member of the board. She said the EDC focused on three things: 1) business development, 2) workforce development, and 3) economic development district. She reviewed the Business Assistance section noting elevated business visits for 2015 with 20 of those visits being within the City of Peoria. She reviewed the expansion projects noting that Methodist College and RLI Insurance was part of that project within the City of Peoria. She remarked that one important aspect of that strategy was to help companies diversify with a secondary purpose of helping entrepreneurs launch new companies. She reviewed a program called StartupPeoria noting the intent of the program helped people launch new companies. She remarked that, as part of the program, the EDC promoted the availability of 319 buildings and 43 sites available for the startups. She reviewed the 2015 program statistics and local startups such as Bump Boxes. She reviewed the Business Attraction portion of the EDC along with the projects completed for 2015. She reviewed Workforce Solutions and the statistics for that branch of the EDC.

Mayor Ardis said a copy of the presentation would be made available on the City's website at [www.peoriagov.org](http://www.peoriagov.org).

Council Member Grayeb remarked on the efforts of the EDC, and he mentioned Caterpillar's announcement regarding the vegetable cultivation.

Ms. Daly said the EDC was having Startup meetings with Caterpillar. She said it was the goal of the EDC to see it impact the entire 5-county region. She said Caterpillar was allowing the EDC to be involved at the ground level.

Council Member Grayeb expressed his appreciation for the efforts of Ms. Daly and the EDC.

Mayor Ardis remarked on the efforts of the EDC and he encouraged the City Council to have the EDC make presentations at neighborhood meetings or events. He encouraged everyone in the community to visit the EDC and learn about what it had to offer. He said the team was doing a great job and making an impact on the community.

Ms. Daly expressed her appreciation for the support of the City Council in the efforts of the EDC.

Council Member Jensen moved to receive and file the presentation by the Greater Peoria Economic Development Council; seconded by Council Member Riggerbach.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

**REGULAR BUSINESS ITEMS, with Recommendations as Outlined:**

**(16-082) Communication from City Manager and Director of Public Works with a Request to Approve the Following for All Council Districts:**

- A. A RESOLUTION Amending Resolution No. 14-036-A Setting Fees for the Peoria Combined and Sanitary Sewer District INCREASING the CITY'S SANITARY SEWER LATERAL FEE From 0.7629/CCF to 0.8773/CCF Effective May 1, 2016, and From 0.8773/CCF to 1.0089/CCF Effective May 1, 2017 for Property Owners who are Directly Served by City Sewers; and**
- B. A RESOLUTION Amending Resolution No. 14-036-B Setting Fees for the Peoria Sanitary Sewer Rehabilitation District INCREASING the CITY SEWER REHABILITATION RATE From 0.5938/CCF to 0.8016/CCF Effective May 1, 2016 and From 0.8016/CCF to 1.0822/CCF Effective May 1, 2017 for all City Property Owners who are Directly Served by Greater Peoria Sanitary District (GPSD) or City Sewers.**

Council Member Spain moved to defer this matter to the March 22, 2016, Regular City Council Meeting; seconded by Council Member Ruckriegel.

Motion to defer to the March 22, 2016, Regular City Council Meeting was approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

**(16-083) Communication from the City Manager and Corporation Counsel with a Request to APPROVE the SITE APPLICATION for a Class B (restaurant, 50% food) Liquor License with a Subclass 8 (Private Functions on Public Property) and a Subclass 10 (Off Premise Catering-Private Functions) at THE WAREHOUSE ON STATE, 736 SW WASHINGTON, Contingent Upon the Issuance of the Certificate of Occupancy, with a Recommendation from the Liquor Commission to be Determined on its March 7, 2016, Meeting. (Minutes will be Distributed) (DISTRICT 1)**

A copy of the March 7, 2016, Liquor Commission minutes were distributed to all Council Members.

Council Member Turner moved to approve the Site Application for a Class B (Restaurant, 50% Food) Liquor License with a Subclass 8 (Private Functions on Public Property) and a Subclass 10 (Off Premise Catering-Private Functions) at the Warehouse on State, 736 SW Washington, contingent upon the issuance of the Certificate of Occupancy, with a recommendation from the Liquor Commission to approve; seconded by Council Member Ruckriegel.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

**UNFINISHED BUSINESS (Including but not limited to motions to reconsider items, if any, from the previous Regular Meeting)**

- (16-060) Communication from the City Manager with a Request to ADOPT an ORDINANCE Amending the PEORIA URBAN ENTERPRISE ZONE DESIGNATING ORDINANCE to Include Additional Vacant Land at JUNCTION CITY SHOPPING CENTER and the GATEWAY AT RIVER CITY DEVELOPMENT on ROMEO B. GARRETT AVENUE.**

Council Member Spain moved to adopt an Ordinance amending the Peoria Urban Enterprise Zone Designating Ordinance to include additional vacant land at Junction City Shopping Center and the Gateway at River City Development on Romeo B. Garrett Avenue; seconded by Council Member Riggerbach.

ORDINANCE NO. 17,345 was adopted by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

- (15-116) Request for a REPORT BACK Regarding the VIDEO GAMING ORDINANCE Adopted by the City Council Six Months Ago.**

Council Member Jensen requested a Report Back on the Video Gaming Ordinance that City Council adopted six months ago regarding the limitations that were adopted, noting that constituents had contacted her regarding the requirements and lack of enforcement.

**NEW BUSINESS**

**Peoria Peace Event**

Council Member Jensen commended Mayor Ardis, the Islam Foundation and the Inner Faith Alliance for their events on the Peoria Peace Event, noting there were approximately 700 individuals in attendance at the event. She thanked Mayor Ardis for his leadership in the matter and she said she supported promoting tolerance. She said it was her hope that the City continued to work with the Islamic community and to promote peace within the City.



**Ribbon Cutting on the East Bluff**

Council Member Riggerbach said invitations were distributed to the Council for a ribbon cutting ceremony on Tuesday, March 15, 2016, at 11:00 a.m. to celebrate the first completed phase of the Attorney General Grant. He said the event would take place in the East Bluff where eight duplexes were being built.

**CITIZENS' OPPORTUNITY TO ADDRESS THE CITY COUNCIL/TOWN BOARD**

Ms. Lavetta Ricca, a Peoria resident, remarked on the efforts of the City Council getting a grocery store on the South Side, and she expressed her appreciation for the efforts. She noted the efforts of the community to make a vacant lot look appealing, and she remarked that a new business would be going up in that location. She expressed her concern for caring for the lots now that she was unable to care for them. She remarked on the positive changes that were occurring on the South Side, and she expressed her appreciation to the City Council regarding the same.

Mr. Marcus Fogliano, a Peoria resident, recognized the women who impacted the community as a part of International Women Day. He expressed his appreciation for all the work the women leaders of the community had done, and he asked that the City move forward in order to see more women in leadership positions within the City of Peoria and to run for elected office.

Mr. Savino Sierra, a Peoria resident, announced that Subway in campus town would be holding a fundraiser to support the ladies of Manual High School. He expressed his appreciation for the grocery store opening on the South Side. He discussed the monopoly of Kroger grocery stores. He remarked on racism noting that generally it was a misunderstanding.

Ms. Patti Moore, a Peoria citizen, remarked on the efforts of getting a grocery store on the South Side.

**EXECUTIVE SESSION**

**Consideration of a Motion to enter into EXECUTIVE SESSION pursuant to 2(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity, and 2(c)(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06**

Council Member Jensen moved to go into Executive Session pursuant to 2(c)(1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity, and 2(c)(21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06; seconded by Council Member Ruckriegel.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and Mayor Ardis - 8;

Nays: None.

**ADJOURNMENT**

Council Member Johnson moved to adjourn the Joint City Council and Town Board Meeting; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Grayeb, Jensen, Johnson, Riggerbach, Ruckriegel, Spain, Turner, and  
Mayor Ardis - 8;

Nays: None.

The Joint City Council and Town Board Meeting adjourned at 7:04 P.M.



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Beth Ball, MMC, City Clerk  
City of Peoria, Illinois

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